

**United States District Court**  
EASTERN DISTRICT OF TEXAS  
SHERMAN DIVISION

FILED-CLERK  
U.S. DISTRICT COURT  
2006 DEC 19 PM 3: 38  
TEXAS-EASTERN

HELEN E. O'ROURKE

§

V.

§

§

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§

Commissioner of Social  
Security Administration

§

BY                       
CASE NO. 4:04cv453  
(Judge Schell/Judge Bush)

**MEMORANDUM ADOPTING REPORT AND RECOMMENDATION**  
**OF UNITED STATES MAGISTRATE JUDGE**

Came on for consideration the Report of the United States Magistrate Judge in this action for judicial review of the administrative denial of social security disability insurance benefits, this matter having been heretofore referred to United States Magistrate Judge Don D. Bush pursuant to 28 U.S.C. § 636. On December 1, 2006, the Magistrate Judge entered a Report containing his proposed findings of fact and recommendation that the decision of the commissioner be affirmed.

As neither party has filed objections to the Report and Recommendation, the Court is of the opinion that the findings and conclusions of the Magistrate Judge are correct. Therefore, the Court hereby adopts the findings and conclusions of the Magistrate Judge as the findings and conclusions of this Court.

It is, therefore, **ORDERED, ADJUDGED** and **DECREED** that the decision of the Commissioner shall be **AFFIRMED**.

SIGNED this 18<sup>th</sup> day of December, 2006.



RICHARD A. SCHELL  
UNITED STATES DISTRICT JUDGE